

FILED BY *eg* D.C.IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

05 MAY 20 PM 3:05

ROBERT R. DI TROLIO  
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W.D. OF TN, MEMPHIS

UNITED STATES OF AMERICA

Plaintiff,

VS

BILLY THOMAS PHILLIPS

Defendant(s)

CR. NO. 04-20081-M1

## ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY

This cause was set a Sentencing Hearing on Friday, May 20, 2005 at 9:30 a.m. The defendant requested that he be allowed to withdraw his Guilty Plea heretofore entered on February 22, 2005. The Court granted the defendant's request and counsel for the defendant requested a continuance of the present setting. The continuance is necessary to allow for additional preparation in the case.

The Court granted the request and continued the matter for a **Report Date on Friday, May 27, 2005 at 9:00 a.m.** with a trial date of Monday, June 6, 2005 at 9:30 a.m.

The period from May 19, 2005 through June 17, 2005 is excludable under 18 U.S.C. § 3161(h)(8)(B)(iv) to allow defense counsel additional time to prepare.

IT IS SO ORDERED this the 20 day of May, 2005.

*Jon Phipps McCalla*  
JON PHIPPS McCALLA  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 114 in case 2:04-CR-20081 was distributed by fax, mail, or direct printing on May 24, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT